

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation & CAD Department – Allegation of corruption against Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Medak District – Found guilty of the charges and convicted by the Orders of Hon'ble II Additional Special Judge for SPE & ACB Cases, Hyderabad dated 30-07-2011 in C.C.No.9/2010 – Imposition of punishment of dismissal from service against Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 22

Dated 09-02-2012.

Read the following:-

1. Automex Message received from the Inspector of Police, Anti-Corruption Bureau, Sangareddy, Nizamabad Range, dated 30-04-2003.
2. From the Director General, Anti-Corruption Bureau, Hyderabad, Letter C.No.122/RCO-NMD/2003-S4, dated 01-12-2004.
3. G.O.Ms.No.37, Irrigation & CAD (Ser.VI(1) Department, dated 22-03-2005.
4. From the Hon'ble II Additional Special Judge for SPE & ACB Cases, Hyderabad, Judgement dated 30-07-2011 in C.C.No.9/2010.

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ORDER:

In the reference 1st read above, It has been brought to the notice of the Government that Sri K.V.V. Satyanarayana Raju, formerly Asst. Engineer, Irrigation Branch, Shivampet, Mandal, Narsapur Division collected illegal gratification from the Presidents of Water Users Association of Pothulbuguda and Parikibanda Villages on 29-04-2003, a Surprise check was conducted in the presence of mediators on Sri K.V.V.Satyanarayana Raju formerly Asst. Engineer, Irrigation Branch Shivampet Mandal, Narsapur Sub-Division at the office of the Deputy Executive Engineer, Irrigation, Narsapur and found Rs.18,000/- in his possession. On verification it is revealed that the Assistant Engineer, Irrigation Branch, Sri K.V.V.Satyanarayana Raju, has deducted Rs.6, 000/- and Rs.12, 000/- from the final payment of the Presidents of Water Users Association of Pothulabuguda and Parikibanda Villages and paid the remaining amount Rs.17, 710/- and Rs.33, 890/- to them. The Presidents of Water Users Association of Pothulabuguda and Parikibanda stated that the Asst. Engineer Sri K.V.V.Satyanarayana Raju, was deducted Rs.6,000/- and Rs.12, 000/- respectively from their final payment bills. The accused officer had collected the percentage for an amount of Rs.18,000/- and the same was seized from the possession of Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Narsapur Division.

2. In the reference 2nd read above, the Director General, Anti-Corruption Bureau, Hyderabad in his Final Report has recommended to prosecute the accused officer Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer in a competent Court of Law for the offences punishable under Sections 7 & 13(2) read with 13(1)(d) of the Prevention of Corruption Act, 1988.

3. In the reference 3rd read above, Government have accorded sanction for prosecuting the accused officer Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Medak District in a competent Court of Law for the offences punishable under sections 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988.

(P.T.O.)

4. In the reference 4th read above, the Hon'ble II Additional Special Judge for SPE & ACB Cases, Hyderabad in its Judgement dated 30-07-2011 in C.C.No.9/2010 held that "in the result, accused officer is found guilty for the offences under Sections 7, 13(1) (d) read with 13(2) of the Prevention of Corruption Act, and he is convicted under Section 248(2) Cr.P.C. Accused Officer is heard on the quantum of sentence to be imposed on him. Accused Officer submitted that he is having large family and there are number of dependents upon him and prayed for a lenient view. Having regard to the facts and circumstances, and nature of the offence, the court is of the considered opinion that ends of justice could be met by sentencing the Accused Officer to undergo Rigorous Imprisonment for a period of six (6) months and to pay fine of Rs.500/- (Rupees Five hundred only) in default of payment of fine, he shall suffer Simple Imprisonment for a period of One (1) month for the offence under Section 7 of the Prevention of Corruption Act, 1988. Further the Accused Officer is sentenced to undergo Rigorous Imprisonment for a period of One (1) year and to pay fine of Rs.500/- (Rupees Five hundred only) in default of payment of fine he shall suffer Simple Imprisonment for a period of One (1) month for the offence under Section 13(1)(d) read with 13(2) of the Prevention of Corruption Act, 1988. Both the substantive sentences shall run concurrently".

5. Government have examined the entire matter carefully and decided to impose a punishment of dismissal from service against Sri K.V.V. Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Medak District, as he was found guilty of the charges and convicted in a Trial Court Judgement dated 30-07-2011 in C.C.No.9/2010 under clause (x) of rule 9 read with sub-rule (i) of rule 25 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04-01-1999. As per the amendment of Rule 25(i) to the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 issued through G.O.Ms.No.240, General Administration (Ser.C) Department, dated 14-08-2003, it is not necessary to consult the A.P.Public Service Commission for taking any such action.

6. Now, therefore, in exercise of the powers conferred under clause (x) of rule 9 read with sub-rule (i) of rule 25 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04-01-1999, Government hereby order to impose a punishment of dismissal from service against Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Medak District, as he was found guilty of the charges and convicted in a Trial Court Judgement dated 30-07-2011 in C.C.No.9/2010.

7. The Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad shall take necessary action in the matter accordingly and acknowledge the receipt of the order.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri K.V.V.Satyanarayana Raju, formerly Assistant Engineer, Irrigation Branch, Shivampet Mandal, Medak District thro' Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

The Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

Contnd..3.

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Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General (A&E), Andhra Pradesh, Hyderabad.

The Secretary to Vigilance Commission,

A.P.Vigilance Commission, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER